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SA

2006-300-T ORS

10/18/06

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RECEIVED

OCT 18 2006

PSC SC
DOCKETING DEPT.

State Of South Carolina

Re: Compliance Review Requested

Name of Motor Carrier

CHARLES J. PALMER

2016 CAMDEN ROAD

Holly Hill, SC 29059

Action Taken:

_____ Referred for a Compliance Review

Date: _____

Investigator: _____

Compliance Review Findings:

☒ Satisfactory

☐ Unsatisfactory

L/CPL. TW HARVEY
Compliance Review Officers

Legal: CHARLES J PALMER
Operating (DBA): PALMER BUS COMPANY LLC

Federal Tax ID: [REDACTED]

Scope: Principal Office **Location of Review/Audit:** Company facility in the U. S **Territory:**

Cargo Tank: N/A

for year ending: 12/31/2005

2016 CAMDEN ROAD
HOLLY HILL, SC 29059

E-Mail Address:

2016 CAMDEN ROAD
HOLLY HILL, SC 29059

Authorized for Hire

Passengers

Is an HM Permit required?	N/A
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inter	intra
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Average trip leased drivers/month: 0

< 100 Miles:	Total Drivers: 1
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>= 100 Miles:	1	CDL Drivers: 1
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Owned Term Leased Trip Leased

Owned Term Leased Trip Leased

Motor Coach 1 0 0

Power units used in the U.S. 1

Percentage of time used in the U.S.: 100



PALMER BUS COMPANY LLC (CHARLES J PALMER dba)

U.S. DOT #: 1527156

Review Date

10/18/2006

Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

South Carolina State Transport Police, Motor Carrier Compliance Unit
at 10311 Wilson Blvd., PO Box 1993, Blythewood, SC 29016
(803-896-5500)

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Charles J Palmer

Title: Owner

Name: *Charles J Palmer*

Title: *Owner*





PALMER BUS COMPANY LLC (CHARLES J PALMER dba)
U.S. DOT #. 1527156

Review Date
10/18/2006

Part B Violations

1 FEDERAL	Primary: 40.25(b) Secondary: 382.105	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to request information from previous DOT regulated employers of driver applicant for the two years prior to the date of application or transfer. Example Driver - Charles J. Palmer - Trip Date - 10/06/2006					
2 FEDERAL	Primary: 382.601(b)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to provide to employees a written policy on misuse of alcohol and controlled substances. Example Driver - Charles J. Palmer - Trip Date - 10/06/2006. Application missing designated employee representative and Substance Abuse Professionals listing.					
3 FEDERAL	Primary: 383.35(b)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to request employment history information for the 10 years preceding the date of the application for employment. Example Driver - Charles J. Palmer - Trip Date - 10/06/2006					
4 FEDERAL	Primary: 391.21(a)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Using a driver who has not completed and furnished an employment application. Example Driver - Charles J. Palmer - Trip Date - 10/06/2006.					
5 FEDERAL	Primary: 395.8(f)	Discovered 2	Checked 30	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to require driver to prepare record of duty status in form and manner prescribed. Example Driver - Charles J. Palmer - Trip Date - 10/06/2006. Rods missing Charter Number/Name of Charter.					
6 FEDERAL	Primary: 396.3(b)(1)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 1	Checked 1
Description Failing to keep a maintenance record which identifies the vehicle, including make, serial number, year, and tire size. Example Driver - Charles J. Palmer - Trip Date - 10/06/2006. File missing year, make serial number, and tire size.					





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Part B Violations**Safety Fitness Rating Information:**

Total Miles Operated 20,000
Recordable Accidents 0
Recordable Accidents/Million Miles 0.00

OOS Vehicle (CR): 0

Number of Vehicle Inspected (CR): 1

OOS Vehicle (MCMIS): 0

Number of Vehicles Inspected (MCMIS): 0

Your proposed safety rating is :

SATISFACTORY**Rating Factors****Acute Critical**

Factor 1:	S	0	0
Factor 2:	S	0	0
Factor 3:	S	0	0
Factor 4:	S	0	0
Factor 5:	N	0	0
Factor 6:	S	-	-

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.





PALMER BUS COMPANY LLC (CHARLES J PALMER dba)

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Part B Requirements and/or Recommendations

1. Copies of the regulations, forms, interpretations, and manuals are available from a variety of sources. Check the FMCSA website for a current list of suppliers. www.fmcsa.dot.gov/factsfigs/eta/forms.html
2. Ensure that all vehicles are properly marked with your name or trade name and U.S. DOT number. If your vehicles are also periodically operating for other carriers, they must be marked with that carrier's name and U.S. DOT#.
3. Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.
4. If you have any questions concerning this report,, please contact the Federal Motor Carrier Safety Administration, (... INSERT ADDRESS OF DIVISION OFFICE HERE...)
5. Ensure that drivers provide a 10-year employment history on their employment application.
6. Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.
7. Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
8. Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc) are kept on file for at least 6 months.
9. Toll receipts and other on-the-road expense receipts, invoices, bills of lading, dispatch records, and other "supporting document" must be kept on file for six (6) months. This requirement also applies to records generated by the use of owner-operators. You may keep legible photocopies in lieu of originals.
10. If you want some drivers to use the 100 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
11. Ensure that all drivers' records of duty status (logs) are accurate. Check them against "supporting documents" to verify accuracy. Prohibit falsification of logs by any driver. Review the rules on supporting documents. Take appropriate action against drivers who falsify logs.
12. Establish a systematic maintenance records program for all vehicles. Maintain a complete file for each subject vehicle, recording all repair, maintenance and inspection operations performed.
13. Within 15 days, send a letter to the FMCSA describing what actions you have taken in response to this review to ensure that you are complying with the Federal Motor Carrier Safety Regulations.
14. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
15. This review will result in a Safety Rating.
16. A complete Educational and Technical Assistance package entitled " A MOTOR CARRIER'S GUIDE TO IMPROVING HIGHWAY SAFETY" is available free on the FMCSA website to assist you in complying with the





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Part B Requirements and/or Recommendations

safety regulations. It contains many forms and documents useful for improving the safety of your operations.
Check: www.fmcsa.dot.gov/factsfigs/eta/index.html.

17. For questions about DOT numbers or biennial updates: 800-832-5660 or 703-280-4001
For questions about licensing, authority or MC numbers: 202-366-9805
For questions about insurance: 202-385-2423
For household goods complaints: 888-DOT-SAFT (888-368-7238)



South Carolina State Transport Police



US DOT #
1527156

Legal: CHARLES J PALMER
Operating (DBA): PALMER BUS COMPANY LLC

MC/MX #: 569581

Federal Tax ID: [REDACTED]

Review Type: Compliance Review (CR) - Receipt

Scope: Principal Office

Location of Review/Audit: Company facility in the U. S.

Territory:

Operation Types: Interstate Intra-state

Carrier: Non-HM Non-HM

Shipper: N/A N/A

Cargo Tank: N/A

Business: Corporation

Gross Revenue: \$60,000.00

for year ending: 12/31/2005

Company Physical Address:

2016 CAMDEN ROAD
HOLLY HILL, SC 29059

Contact Name: Charles J Palmer

Phone numbers: (1) 803- 496-5316

(2) 803-516-2260

Fax 803-496-9316

E-Mail Address:

Company Mailing Address:

2016 CAMDEN ROAD
HOLLY HILL, SC 29059

Report Summary

Report	# of Pages
Part A - General	2
Part B - Violations	2
Part B - Recommendations	2
Review/Audit Receipt Page	1
Total Pages	7

Disclaimer: By signing below, I acknowledge that I have received a copy of this review/audit and agree with the total number of pages indicated (above) for each document. My signature does not imply agreement with the findings of the review/audit, however they have been discussed in detail with me.

QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

South Carolina State Transport Police, Motor Carrier Compliance Unit
at 10311 Wilson Blvd., PO Box 1993, Blythewood, SC 29016
(803-896-5500)

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Charles J Palmer

Title: Owner

Name:

Title:

Reported By: *Terry V. Harty*

Title: *S/F*

Code: SC0036 **Date:** 10/18/2006

Received By: *Charles J. Palmer*

Title: *Owner*





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Safety Fitness Rating Explanation

This report lists the facts which were used to determine the Safety Fitness Rating for the above motor carrier. Federal and State violations are combined for rating purposes. However, only the federal or federal equivalent section number is shown below. A check mark identifies the range within which the data fell when determining the Safety Fitness Rating. All information within a FACTOR block relates only to that FACTOR.

FACTOR 1 General (CFR Parts 387, 390)

√ 0 Point = Satisfactory
1 Point = Conditional
>1 Point = Unsatisfactory

VIOLATIONS AFFECTING RATING

POINTS

NONE

TOTAL POINTS: 0 = SATISFACTORY

FACTOR 2 Driver Qualification (CFR Parts 382, 383, 391)

√ 0 Point = Satisfactory
1 Point = Conditional
>1 Point = Unsatisfactory

VIOLATIONS AFFECTING RATING

POINTS

NONE

TOTAL POINTS: 0 = SATISFACTORY

FACTOR 3 Operational/Driving (CFR Parts 392, 395)

√ 0 Point = Satisfactory
1 Point = Conditional
>1 Point = Unsatisfactory

VIOLATIONS AFFECTING RATING

POINTS

NONE

TOTAL POINTS: 0 = SATISFACTORY

FACTOR 4 Vehicle/Maintenance (CFR Parts 393, 396, Performance Data (OOS%))

VIOLATIONS AFFECTING RATING

POINTS

Fewer than 3 inspections

NONE

TOTAL POINTS: 0 = SATISFACTORY

Fewer than 3 Inspections		3 or more Inspections	
Rate same as other Regulatory Factors 1, 2, and 3	√ 0 Point = Satisfactory	OOS Less than 34%	OOS 34% or Higher
	1 Point = Conditional	Satisfactory	Conditional
	>1 Point = Unsatisfactory	Conditional	Unsatisfactory
		If a pattern of Non-Compliance with a Critical or an Acute Violation	If a pattern of Non-Compliance with a Critical or an Acute Violation

FACTOR 5 Hazardous Material (CFR Parts 397, 171, 172, 173, 177, 180)

Not Applicable - Not a carrier of Hazardous Material

NONE

FACTOR 6 Accident (Recordable Accident Rate)

$$((\text{Recordable Accidents}) \times (1 \text{ million})) \div (\text{Total Miles}) = \text{Rate}$$
$$(0 \times 1,000,000) \div 20,000 = 0.00 = \text{SATISFACTORY}$$

ACCIDENT RATE FACTOR RATING

√ 0.000 - 1.500 = Satisfactory
>1.500 = Unsatisfactory

OVERALL SAFETY FITNESS RATING

Number of Factors (1-6) shown above as less than satisfactory

Unsatisfactory

Conditional

0

0

= SATISFACTORY





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Safety Fitness Rating Explanation

FORMULA TO CALCULATE THE OVERALL SAFETY FITNESS RATING

Number of Factors

	Unsatisfactory	Conditional	OVERALL RATING
√	0	2 or fewer	Satisfactory
	0	3 or more	Conditional
	1	2 or fewer	Conditional
	1	3 or more	Unsatisfactory
	2	0 or more	Unsatisfactory





PALMER BUS COMPANY LLC (CHARLES J PALMER dba)
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Part C

Reason for Review: Company Request
Planned Action: Compliance Monitoring
Safestat Category:

Parts Reviewed Certification:

325	382	383	387	390	391	392	393	395	396	397	398	399	171	172	173	177	178	180
	✓	✓	✓	✓	✓	✓	✓	✓	✓									

Prior Reviews

Prior Prosecutions

Unsat/Unfit Information

Does passenger vehicle transport more than 15 passengers, including driver? Yes - Interstate and Intrastate

Does carrier transport placardable quantities of hazardous materials?

Unsat/Unfit rule:45-Day - Interstate Passenger

Corporate Contact: Charles J Palmer

Corporate Contact Title: Owner

Special Study Information:

Remarks:

This investigation was initiated because the carrier had applied to the South Carolina Public Service Commission For a Class C Charter Bus Certificate. This certificate requires that the carrier be in compliance with the Federal Motor Carrier Safety Regulations as adopted by South Carolina. Mr. Palmer requested that an intrastate compliance review be conducted. The application from the Public Service Commission was obtained and assigned on 10/6/2006. During the investigation it was determined that the carrier was also an interstate carrier with interstate authority. Mr. Palmer has one 47 passenger motor coach and he is the only cdl driver at this time.

In Part 40, carrier failed to conduct 2 year drug and alcohol history inquiry.

In Part 382, carrier's company policy was missing designated employee representative and Substance Abuse Professionals were not listed.

In Part 383, carrier did not request 10 year employment history. CDL records were checked by CDLIS.

In Part 387, insurance information was verified and a copy of MCS-90B was obtained.

In Part 391, application of employment was incomplete.

In Part 395, carrier had form and manor violations, rods were missing charter number/name of charter.

In Part 396, carrier failed to have a file set up with year, make, serial number, and tire size.

All records were kept at Mr. Palmer's residence and were provided within 48 hours. Mr. Palmer had a 2003 copy of the FMCSR.

Mr. Palmer was very cooperative and was requested to write a letter within 15 days certifying that violations were corrected.





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Part C

Upload Authorized:	Yes	No
Authorized by:		Date:
Uploaded:	Yes	No
Verified by:		Date:
		Failure Code:

